

I encourage the FCC to reject the peitition of the National Association of Broadcasters (Pet. No. 04-160) and allow satelite radio to succeed or fail in the marketplace on its merits. Although I have not studied the petition in detail, my initial reaction is that this is an attempt to crush competition even before it has the change to compete. Satelite radio is in its infancy. It is not yet clear if the marketplace will support the two companies presently vying for subscribers (XM and Sirius). Rather than use its size, influence, and purse to knockout its opponents, the NAB should stand toe-to-to with satelite services and let its audience decide who best serves listeners.

I believe the American radio listener would be best served if the FCC construed rules and regulations in a manner that encouraged competition, not squelched it. Present terestrial radio will not improve with less competition, it will only get better only if others, such as XM and Sirius, show conventional broadcasters there are newer and more imaginative ways to satisfy radio listeners.

I respectfully encourage you to reject the NAB peitition.